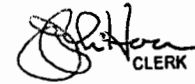


FILED

OCT 14 2015


CLERK

UNITED STATES DISTRICT COURT
DISTRICT OF SOUTH DAKOTA
SOUTHERN DIVISION

UNITED STATES OF AMERICA,

CR15-40051

Plaintiff,

FACTUAL BASIS STATEMENT

vs.

JOSE JOAQUIN OXLAJ,

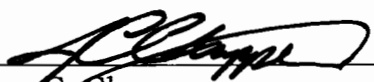
Defendant.

The undersigned parties stipulate that the following facts are true and establish a factual basis for the plea in the action pursuant to Federal Rules of Criminal Procedure 11(b)(3):

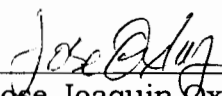
On April 9, 2015, Jose Joaquin OxlaJ, the Defendant, sent an electronic mail via his telephone to a law enforcement officer posing as an individual offering various sex acts with a 15-year-old minor for money as part of a sting operation. The electronic mail contained the name of a fictional minor and was sent to solicit the undercover officer to cause the minor under his control to engage in an illegal sex act with the Defendant. Defendant was 26 years of age at the time. The sex act solicited was that the female minor perform oral sex on the Defendant, which would have violated SDCL 22-22-7 Sexual Contact with a Child Under Sixteen Years of Age. All of this was in violation of 18 U.S.C. Section 2425.

RANDOLPH J. SEILER
ACTING UNITED STATES ATTORNEY

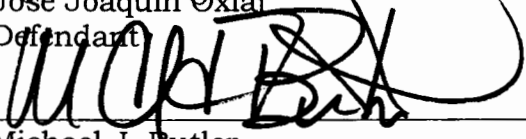
October 13, 2015
Date


Jeffrey C. Clapper
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E-Mail: Jeff.Clapper@usdoj.gov

10/12/15
Date


Jose Joaquin Oxlai
Defendant

10/12/15
Date


Michael J. Butler
Attorney for Defendant